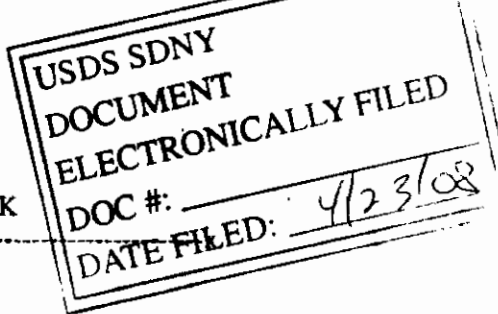


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



ANTHONY RIVERA,

Plaintiff,

**STIPULATION AND ORDER
OF DISMISSAL**

-against-

07 Civ. 7847 (RJS)

CITY OF NEW YORK, the NEW YORK CITY DEPARTMENT OF CORRECTIONS, "JOHN DOE One through Five," names being fictitious, true names being unknown to plaintiff, persons intended being those employees of the New York City Department of Corrections whose acts or omissions resulted in the events complained of in this action; and "RICHARD ROE One through Five," names being fictitious, true names being unknown to plaintiff, persons intended being those employees of the New York State Division of Parole whose acts or omissions resulted in the events complained of in this action,

Defendants.

-----x

WHEREAS, plaintiff commenced this action by filing a complaint on or about September 11, 2007 in the Southern District of New York; and

WHEREAS, at the time of the filing of this complaint plaintiff was and continues to be represented by Michael R. Scolnick, Esq.; and

WHEREAS, plaintiff named the City of New York, the New York City Department of Correction, and "John Doe One through Five" employees of the City of New York (hereinafter "City defendants"), as defendants in this case; and

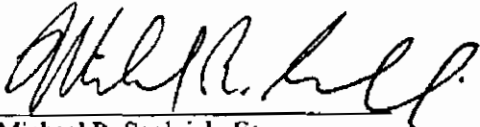
WHEREAS, plaintiff and the City defendants desire to resolve the issues raised in this matter as against the City of New York, the New York City Department of Correction, and "John Doe One through Five" employees of the City of New York, without further proceedings and without admissions of fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, as follows:

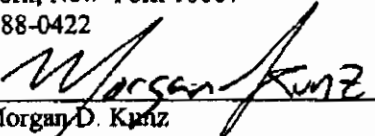
Plaintiff agrees to dismiss this action, with prejudice, as against the City of New York, the New York City Department of Correction, and "John Doe One through Five" employees of the City of New York, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii).

Dated: New York, New York
_____, 2008


Michael R. Scolnick, P.C.
175 Burrows Lane
Blauvelt, New York 10913
(518) 436-4343

By: 
Michael R. Scolnick, Esq.

MICHAEL A. CARDOZO
Corporation Counsel of the
City of New York
Attorney for Defendants
100 Church Street, Room 3-195
New York, New York 10007
(212) 788-0422

By: 
Morgan D. Kunz
Assistant Corporation Counsel

SO ORDERED:


Hon. Richard J. Sullivan, U.S.D.J.

4/18/08